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OFFICE OF PETITIONS

In re Application of :  
 Ichiro Takayama et al :  
 Application No. 09/394,345 :  
 Filed: September 13, 1999 :  
 Attorney Docket No. 0756-2028 :

ON PETITION

This is a decision on the petition, filed October 26, 2004, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is GRANTED.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on September 13, 2004 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.

Telephone inquiries should be directed to the undersigned at (703) 305-8859.

After receipt of the file in the Office of Petitions, the application will be forwarded to Technology Center AU 2673 for processing of the request for continued examination under 37 CFR 1.114.

*Karen Creasy*  
 Karen Creasy  
 Petitions Examiner  
 Office of Petitions  
 Office of the Deputy Commissioner  
 for Patent Examination Policy

<sup>1</sup> The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in [REDACTED] of the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

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